

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DONALD J. TRUMP FOR)
PRESIDENT, INC.; *et al.*,) Civil Action No.: 2-20-CV-966
)
Plaintiffs,)
) Judge J. Nicholas Ranjan
v.)
)
KATHY BOOCKVAR; *et al.*,)
)
Defendants.)

**APPENDIX OF MATERIALS IN SUPPORT
OF PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT**

PORTER WRIGHT MORRIS & ARTHUR LLP

Date: October 1, 2020

By: /s/ Ronald L. Hicks, Jr.
Ronald L. Hicks, Jr. (PA #49520)
Jeremy A. Mercer (PA #86480)
Carolyn B. McGee (PA #208815)
Six PPG Place, Third Floor
Pittsburgh, PA 15222
(412) 235-4500 (Telephone)
(412) 235-4510 (Fax)
rhicks@porterwright.com
jmercer@porterwright.com
cmcgee@porterwright.com

and

Matthew E. Morgan (DC #989591)
(admitted pro hac vice – ECF #10)
Justin Clark (DC #499621)
(admitted pro hac vice – ECF #31)
Elections, LLC
1000 Maine Ave., SW, 4th Floor
Washington, DC 20224
(202) 844-3812 (Telephone)
matthew.morgan@electionlawllc.com
justin.clark@electionlawllc.com

Counsel for Plaintiffs

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<u>Exhibit</u>	<u>Date</u>	<u>Description</u>	<u>Bates No./Depo. Ex. No</u>
Summary Exhibits			
1	-	Summary Chart of Pennsylvania Counties' Deployment of Drop Boxes, Mobile Collection Centers, and Signature Verification Guidance.	-
Witness Declarations			
2	10.01.2020	Declaration of James J. Fitzpatrick	-
3	09.30.2020	Affidavit of Melanie Stringhill Patterson	-
4	10.01.2020	Declaration of Representative Glen Thompson	-
5	10.01.2020	Declaration of Representative Mike Kelly	-
6	10.01.2020	Declaration of Representative Guy Reschenthaler	-
7	10.01.2020	Declaration of Representative John Joyce	-
8	05.11.2020	Declaration of Jonathan Marks	Marks Dep. Ex. 43
Deposition Excerpts			
9	08.21.2020	Excerpts from the Deposition of Secretary Kathy Boockvar	-
10	08.19.2020	Excerpts from the Deposition of Johnathan Marks	
11	09.28.2020	Excerpts from the Deposition of Kimberly Frey	-
12	09.29.2020	Excerpts from the 30(b)(6) Deposition of Secretary Kathy Boockvar	-

<u>Exhibit</u>	<u>Date</u>	<u>Description</u>	<u>Bates No./Depo. Ex. No</u>
13	09.29.2020	Excerpts from the Deposition of Seth Bluestein	-
14	09.29.2020	Excerpts from the Deposition of Lee Soltysiak	-
15	09.29.2020	Excerpts from the Deposition of Lauren E. Allison, Jr.	-
16	09.29.2020	Excerpts from the Deposition of Laureen Hagan	-
17	09.29.2020	Excerpts from the Deposition of David Voye	
18	09.29.2020	Excerpts from the Deposition of Veronica Degraffenreid	
Expert Reports			
19	09.29.2020	Expert Report of Greg S. Riddlemoser	-
20	09.29.2020	Expert Report of Professor Lockerbie	-
Department of State Guidance			
21	01.10.2020	Pennsylvania Applications and Balloting Guidance: Mail-in and Absentee Ballots and Voter Registration Changes, Pennsylvania Department of State	Degraffenreid Dep. Ex. 1, PADOS000289.000001 – 6; Boockvar Dep. Ex. 14.
22	01.30.2020	Pennsylvania Balloting and Envelope Guidance, Pennsylvania Department	P000948
23	08.19.2020	Pennsylvania Absentee and Mail-in Ballot Return Guidance, Pennsylvania Department of State	Boockvar Dep. Ex. 17
24	09.11.2020	Guidance Concerning Examination of Absentee and Mail-in Ballot Return Envelopes	Boockvar (30(b)(6)) Dep. Ex. 5
25	09.28.2020	Guidance Concerning Civilian Absentee and Mail-in Ballot Procedures, Pennsylvania Department of State	Boockvar (30(b)(6)) Dep. Ex. 11
Exhibits Related to Drop Boxes and Mobile Collection Centers			
26	04.09.2020	Emails between Debra Brown (Bedford County) and Adam Yake (PADOS) concerning lack of specifications for drop boxes.	Marks Dep. Ex. 17, BED-00010
27	05.18.2020	Emails Between Delaware County Officials Regarding Drop Boxes at Polling Places / Senior Living Communities	DELCO_WDPA_001926
28	05.24.2020	Email from Lee Soltysiak (Montgomery County) regarding secure ballot drop off locations	MONTGOMERY000285
29	Prior to 06.02.2020	List of drop boxes to be deployed in Pennsylvania counties for the 2020 Primary Election	Marks Dep. Ex. 31, PADOS000008.000001

<u>Exhibit</u>	<u>Date</u>	<u>Description</u>	<u>Bates No./Depo. Ex. No</u>
30	08.19.2020	Pennsylvania Absentee and Mail-in Ballot Return Guidance, Version: 1.0, Pennsylvania Department of State	Fitzpatrick Dep. Ex. 6
Exhibits Related to Signature Verification			
31	06.02.2020	Chester County, Form Letter for Voters Whose Signature Fail Verification Procedures	CHESTER000066
32	06.03.2020	Email From Larry E. Coploff to Maria Boileau (Clinton County) Regarding Treatment of Absentee/Mail-in Ballots that Fail Verification	Boockvar (30(b)(6)) Dep. Ex. 7
33	Undated	Chester County Absentee/Mail-in Signature Matching Procedures	Boockvar (30(b)(6)) Dep. Ex. 8, CHESTER000056
Exhibits Related to Poll Watchers Certification and Access			
34	11.05.2019	2019 Voter Registration Statistics – Official,” Pa. Dept. of State (Nov. 5, 2019) (available at https://www.dos.pa.gov/VotingElections/OtherServicesEvents/VotingElectionStatistics/Documents/2019%20Election%20VR%20Stats%20%20final.pdf)	
35	01.17.2020	Email from Forrest K. Lehman (Lycoming County) to paelectiondirects@yahoogroups.com and Secretary Boockvar regarding absentee counting.	PADOS000609.000001
36	06.02.2020	Email from Jonathan Marks to Mercer County officials concerning pre-canvass and canvass meeting procedures	Marks Dep. Ex. 36, PADOS000157.000001
County and State Department Websites			
37		<i>York County FAQ on the General Election on Nov. 3, available at https://yorkcountypa.gov/voting-elections/mail-in-voting-faq.html</i>	
38		<i>Delaware County Awarded \$2.2 Million Grant for Safe Elections, available at http://www.delcopa.gov/publicrelations/releases/2020/safeelectionsgrant.html</i>	
39		<i>Montomery County, PA Election FAQ Website, available at https://www.montcopa.org/Faq.aspx?TID=40</i>	

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40		<i>Mail-in Ballot Drop Boxes to Be Available in All Lehigh County Districts</i> , available at https://www.lehighcounty.org/Portals/0/PDF/Public_Information/Lettered_County%20Drop%20Boxes%20Announcement%20%20Press%20Release_table.pdf?ver=2020-09-24-144953-347	
41	09.30.2020	<i>Delaware County Mobile Voting Service Centers</i> , https://delcopa.gov/elections/mobilevs.html	
42		<i>Election and Voter Registration Webpage</i> , available at https://www.cambriacountypa.gov/election-and-voter-registration.aspx	
43		<i>Mail In Ballot/Absentee Ballot Important Information</i> , available at http://www.monroecountypa.gov/Dept/Voter/Documents/MailInAbsenteeInformation.pdf	
44	10.01.2020	Political Maps, Office of the Phila. City Commissioners (2020) (available at a https://www.philadelphiavotes.com/en/resources-a-data/political-maps)	
45	10.01.2020	Department of State, Pennsylvania Elections, Official Statewide Returns for June 2, 2020, https://www.electionreturns.pa.gov/ .	
46	10.01.2020	Department Reports and Data, “Historical Citywide Voter Registration Data,” Office of Phila. City Commissioners (1940-2019) (available at https://files7.philadelphiavotes.com/department-reports/Historical_Registration_1940-2019G.pdf#_ga=2.50450285.594957769.1601506841-1102870046.1601506841)	
47	10.01.2020	2018 Remedial Congressional Districts by County, available at https://www.dos.pa.gov/VotingElections/CandidateCommittees/RunningforOffice/Pages/2018-Remedial-Congressional-Districts.aspx	
County Interrogatory Responses			
48	09.29.2020	Adams County Interrogatory Response, No. 5	
49	08.06.2020	Montour County Interrogatory Responses	Marks Dep. Ex. 7

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50	08.13.2020 09.29.2020	Wyoming County Interrogatory Responses and Supplemental Responses	
Miscellaneous Exhibits			
51	Undated	Secretary Kathy Boockvar's Secretary of the Commonwealth Biography	Boockvar Dep. Ex. 1
52	Various	Excerpts from Secretary Boockvar's Twitter Account	Boockvar Dep. Ex. 20
53	08.01.2020	Pennsylvania 2020 Primary Election Act 35 of 2020 Report	Boockvar Dep. Ex. 18
54	05.28.2020	Email from Jonathan Marks to County Representatives regarding canvassing absentee and mail-in ballots that are returned without a secrecy envelope	Marks Dep. Ex. 35
55	07.13.2020	Email from Lisa Schaefer to various counties concerning CCAP Elections Reform Committee virtual meeting	Marks Dep. Ex. 28
56	10.01.2020	Montgomery County Guidance for Watchers at Drop Box Locations	-
57	07.14.2020	Comments by Forrest Lehman	PADOS000235
58	10.01.2020	<i>Allegheny County Elections Frequently Asked Questions,</i> https://www.allegenycounty.us/elections/frequently-asked-questions.aspx	

Respectfully submitted,

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Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing *Appendix of Materials in Support of Plaintiffs Motion For Summary Judgment* to be filed on October 1, 2020, via ECF, which system will serve notice of same on all parties registered to receive same via the ECF system. For any party who has yet to enter an appearance, the undersigned certifies that a copy of the foregoing filing will be served on that party via First Class Mail and a copy sent to the County Solicitor, if known, via email or fax.

Respectfully submitted,

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justin.clark@electionlawllc.com

Counsel for Plaintiffs